

JOSEPH P. RUSSONIELLO (CASBN 44332)  
United States Attorney

BRIAN J. STRETCH (CASBN 163973)  
Chief, Criminal Division

SUSAN KNIGHT (CASBN 209013)  
Assistant United States Attorney

150 Almaden Blvd., Suite 900  
San Jose, California 95113  
Telephone: (408) 535-5056  
Facsimile: (408) 535-5066  
E-mail: Susan.Knight@usdoj.gov

Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 07-00722 HRL
	)	
Plaintiff,	)	
	)	STIPULATION AND [PROPOSED]
v.	)	ORDER TO EXCLUDE TIME UNDER
	)	THE SPEEDY TRIAL ACT
WILLIAM LESTER JOHNSEN,	)	
	)	
Defendant.	)	
	)	

The undersigned parties hereby request that the Court exclude time under the Speedy Trial Act in the above captioned case pursuant to 18 U.S.C. § 3161(h)(2) from July 24, 2008 to September 25, 2008. The parties agree that pretrial diversion is an appropriate disposition, and the defendant has been referred to Pretrial Services for a determination if he is eligible for such a program. If the defendant is accepted into a pretrial diversion program, the parties will notify the Court and request that the next status appearance, scheduled for September 25, 2008, be vacated.

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STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME  
CR 07-00722 HRL

1 SO STIPULATED.

2 JOSEPH P. RUSSONIELLO  
3 United States Attorney

4 DATED: 7/25/08

5 /s/  
6 SUSAN KNIGHT  
7 Assistant United States Attorney

8 DATED: 7/25/08

9 /s/  
10 MANUEL ARAUJO  
11 Assistant Federal Public Defender

12 ORDER

13 Based on the stipulation of the parties and for good cause shown, IT IS HEREBY  
14 ORDERED that time is excluded under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(2)  
15 from July 24, 2008 to September 25, 2008 for in order for the defendant to be evaluated by  
16 Pretrial Services in order to determine if he is eligible to participate in a pretrial diversion  
17 program.

18 DATED: \_\_\_\_\_

19 HOWARD R. LLOYD  
20 United States Magistrate Judge